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## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA

ANTONIO MCCLAIN,

Plaintiff,

v.

KYNDRA SCOTT, et al.,

Defendants.

CASE NO. 3:25-CV-05366-TMC-DWC

## ORDER ADOPTING REPORT AND RECOMMENDATION

The Court, having reviewed the Report and Recommendation of Magistrate Judge David W. Christel, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) This action is DISMISSED with prejudice as frivolous in accordance with 28 U.S.C. §§ 1915A(b)(1) and 1915(e)(2)(B). Dismissal on this ground constitutes a "strike" under 28 U.S.C. § 1915(g).
- (3) The Clerk is directed to send copies of this Order to Plaintiff, counsel for Defendants, and to the Hon. David W. Christel.

**DATED** this 24th day of June, 2025.

TIFFANY M. CARTWRIGHT United States District Judge